

These written minutes represent the general discussion of the DWCD Board of Directors, DWCD staff, and participants at the DWCD board meeting, and they include a record of any and all board actions taken at the meeting. The written minutes are not intended to provide a word-for-word account of the board meetings. Nor are they a direct quote of any statements offered at board meetings. All DWCD board meetings are recorded on audio tape.

## DOLORES WATER CONSERVANCY DISTRICT WATER ACTIVITY ENTERPRISE

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### MINUTES Regular Meeting April 9, 2020

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 7:00 PM

**ROLL CALL** Bruce Smart, President Via Teleconference  
Simon Martinez, Vice President Via Teleconference  
Don Schwindt, Secretary-Treasurer Via Teleconference  
Godwin Oliver, Director Via Teleconference  
Wes Wilson, Director Via Teleconference  
Sheldonna Z. Ives, Director Via Teleconference  
Glen Fish, Director Via Teleconference  
Ken Curtis, General Manager  
Rob Walker, Engineering Tech, Via Teleconference  
Robert Stump, Bureau of Reclamation, Via Teleconference  
Gina Espeland, Accounting Clerk  
Adam Reeves, Attorney, Via Teleconference  
Dan McCarl, Attorney, Via Teleconference

#### **INTRODUCTION OF GUESTS – Via Telephone/Teleconference**

Eric Sprague, DWCD Engineering Tech, Brandon Johnson, General Manager MVIC, Danny Wilkin, Director MVIC, Ed Millard, Montezuma County/IBCC/SWBRT, Doug Pickering, DWR, Frank Kugel, Executive Director, SW Water Conservation District and Jim Mimiaga, Cortez Journal

Ken provided some ground rules for teleconferencing. Eric Sprague will be monitoring/managing the host login. Eric Sprague announced the roll call of who was on the teleconference and who was participating by telephone.

#### **MINUTES**

#### **APPROVAL OF THE MINUTES**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MARCH 12, 2020 ENTERPRISE MEETING.**

**MOTION: WES WILSON**  
**SECOND: SHELDONNA IVES**  
**MOTION CARRIED UNANIMOUSLY WITH GLEN FISH AND SHELDONNA IVES ABSTAINING.**

#### **FINANCIAL STATEMENTS**

**MOTION: TO APPROVE THE FEBRUARY '20 FINANCIAL STATEMENT AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**O&M: AP/CHECK #38193-38272 & PR/CHECK #123870-123919**  
**\$385,956.61**

**MOTION: GLEN FISH**

**SECOND: WES WILSON  
MOTION CARRIED UNANIMOUSLY.**

**O&M REPORT** – Ken stated that Lloyd was not on the teleconferencing, but his report had been mailed out in the Board packet. Ken stated that we are getting ready for water deliveries and maintenance issues to get the canal ready.

**Pump Plants**

Waiting to hear from Brimhall Industrial on a delivery date for the Pleasant View and Cahone fixed speed pumps.

**South Canal**

A short canal liner was installed just downstream of Pleasant View Pump Plant. A section of tire mats are also being installed in the same area.

**Laterals**

Rebuilt Meter and PRV's have been reinstalled. M&I take outs along the canals are being hooked up.

**PMSC**

The control room has been busy this month. We have hired two new operators, and their training has been progressing nicely.

Gate calibration and panel meter issues have kept the current operators busy. Some network problems were used as training exercises for programming switches. The Towaoc fill has been good experience for the new operators, and the stock run continues. Shift work started on March 27<sup>th</sup>

**Power Plants**

Extensive testing on the Generators and Transformers at Towaoc and McPhee Power Plants was just completed by Cross Canyon Engineering. Only a few small problems were found and repaired. This was a five year USBR recommended testing.

McPhee Power Plant is currently operating at 25 cfs, and Towaoc Power Plant will be started April 6<sup>th</sup> for startup testing and then will come on line for the season when water flows stabilize.

**THC**

The canal liner install at Check 517 was completed.

**UF&R**

The rebuilt spray pumps and motors for the water screens were reinstalled and aligned. Some preliminary fiber optic upgrades are ongoing.

**WATER MANAGEMENT REPORT**

**Water Accounting** – Eric Sprague shared a PowerPoint presentation with several forecast & water supply slides. ESP figure shows progression of water supply forecast going back to December. We had a good early winter then dried up in February into early March and then rest of March came in normal. The median snowpack was at 96% near peak. We are following the runoff closely and just because the snowpack is at 96% of the median does not mean that we will a similar percentage of runoff due to a dry fall resulting in dry ground moisture. Eric presented the low snow readings with the two highest having about 7.5 inches of water with only two of five showing snow. We are below average and doing poorly on low snow. The next storms coming in are bringing some precipitation, but it is hard to predict where they are going to move and if we'll see much moisture. Moving to our water numbers using April 1<sup>st</sup> Forecast we are still at a full supply. Brandon is working on filling Narraguinep from McPhee and then will fill Totten storage. Looking at the 50% exceedance and using average river conditions to see what the year might look like. There is a strong probability of approaching full, but we probably won't reach it. There will be no spill without significantly above normal precipitation. Normal conditions will not produce a spill.

Ken stated that going forward what is unclear will be next year's carry over storage. The spring precipitation will determine carry over storage for next year.

**Ute Farm and Ranch Lease Request** - Ken stated that the Board should look at the two decisions together, UF&R Lease and FS Cap. He stated that UF&R wants to lease a firm 3,000 with up to 4,000 acre feet maximum if supplies are available and needed. DWCD has approximately 4,000 AF of DP M&I allotment that can be leased on an annual basis. In full supply years prior to the 2013 shortages, the total 4,000 AF had been leased to the UF&R. Subsequent shortages have lessened UF&R water use due to crop mix and other changes. This year the UF&R initially anticipates leasing 3,000 AF beyond their normal full supply based on their 2020 farm plan. The UF&R may request to lease additional M&I later in the season if water is still available. The price has generally been

increased the same as FSA rates. The 2020 increase to FSA is 0.57 on 2019 cost of 41.84 / (29.31+13.10) base plus delivery. Given the 2019 UF&R lease rate of \$32.72, the 2020 rate would proportionally be  $32.72/41.84 \times \$0.57 = \$0.45$  increase to \$33.17/AF. The current DWCD budget is based on a 1,500 AF lease.

The District has generally set the FSA cap and conservation pricing at the same time when full supplies are available.

Full Supplies include:

	<u>FSA Pool</u>	<u>UMUT Supply</u>	
	55,282 AF	23,300 AF	DP Allocation
	985 AF	417 AF	3900 Re-Alloc.
	0 AF	800 AF	SJF&W
	6,000 AF	0 AF	Class B
<b>TOTAL</b>	<b>62,267 AF</b>	<b>25,517 AF</b>	

**Alternatives:** Approve, reject or modify UF&R lease amounts and price.

**Staff Recommendation:** At this time, approve the minimum amount and rate for a 2020 UF&R lease. Staff proposes a minimum 3,000 AF at \$33.17/AF for UF&R planning purposes. Allow staff to supply additional water if available.

**Discussion:** Bruce stated that everyone has the memo, Adam suggested that Simon recuse himself from the vote on the Ute Farm and Ranch Lease. Simon agreed.

**MOTION: TO APPROVE STAFF RECOMMENDATION LEASING 3,000 AF AT \$33.17 TO UF&R FOR THE 2020 WATER SEASON AND ALLOW STAFF TO SUPPLY ADDITIONAL WATER IF AVAILABLE.**

**MOTION: WES WILSON**  
**SECOND: GLEN FISH**  
**MOTION CARRIED UNANIMOUSLY WITH SIMON MARTINEZ RECUSING.**

**Set Full Service Irrigator Inches Per Acre Cap** – Ken stated that DWCD Board sets irrigation caps and pricing above irrigator contract amounts. Ken stated with the UF&R Lease, we have the full supply to the FS area and access to the Class B. Together they match up well to past max year diversions. We normally use about 50,000 AF and can manage up the full 62,000. In the last few years, the Board has allowed staff to raise cap as available up to a max cap. The Board also sets conservation pricing and the level it starts. The proposed starting cap is 24” and allow staff to up it as the season progresses. The recommendation starts the conservation pricing at the 23” instead of the 22”. The conservation pricing has brought in significant additional money the last couple of years.

The Table below gets at expected FSA diversions as measured at GCPP.

WY	April	May	June	July	August	September	October	Total
2000	685	12,530	13,598	13,015	14,661	2,722	74	57,284
2001	550	11,368	13,467	13,349	10,642	5,487	248	55,111
2002	SHORTAGE							
2003	SHORTAGE							
2004	302	8,051	11,780	12,772	11,504	5,173	0	49,582
2005	257	4,114	7,621	14,388	10,106	6,383	0	42,869
2006	368	10,457	9,975	12,496	9,443	3,422	42	46,203
2007	264	7,311	11,042	14,470	9,189	7,051	100	49,427
2008	372	6,936	13,020	14,924	11,088	9,253	341	55,933
2009	404	10,856	8,882	15,916	13,837	7,234	0	57,129
2010	356	6,181	11,471	14,785	6,216	9,590	945	49,545
2011	381	4,584	13,740	15,664	12,318	8,533	436	55,655
2012	623	14,117	14,091	13,690	11,873	7,143	553	62,090
2013	SHORTAGE							
2014	656	7,077	12,399	12,950	8,579	8,202	219	50,082
2015	747	4,519	6,046	10,487	10,665	9,513	627	42,603
2016	517	7,341	11,554	12,944	11,429	6,393	143	50,321
2017	392	6,851	12,028	13,240	9,660	8,956	116	51,241

2018	SHORTAGE							
2019	48	2,272	8,499	14,846	13,143	9,780	962	49,551
<b>Average</b>	433	7,785	11,201	13,746	10,897	7,177	300	51,539
<b>Median</b>	386	7,194	11,667	13,520	10,877	7,188	181	50,201
<b>75th Percentile</b>	605	10,756	13,355	14,831	12,206	9,179	524	55,864
<b>Std. Dev.</b>	185	3,286	2,384	1,375	2,099	2,168	321	5,342

Our peak year remains 2012 with a 28-inch cap, while most years use a little over 50,000 AF. Occasional higher years land near the 75<sup>th</sup> percentile around 56,000 AF.

Looking at the Irrigator Pool side in the table below, if everyone uses their maximum amount, the 3<sup>rd</sup> column "Max W/Losses" shows the required water volumes diverted at Great Cut. Realistically, based on historical irrigator metered uses, only about 50% of our irrigators use the maximum cap based on a variety of factors. This past use adjustment is shown in the right column.

<b>1. FSA Maximum Use Possibilities</b>			
<i>Total Allocated Acres:</i>		<i>29026 Acres</i>	
CAP In/Acre	Max Allocated Water (AF)	Max W/Losses (AF)	Adjusted for past use (AF)
22	53,618	56,835	53,000
24	58,492	62,001	58,000
25	60,929	64,585	60,600
26	63,366	67,168	63,200
28	68,241	72,335	68,300

FSA Irrigators have indicated we should start by setting the Cap conservatively and raise the cap as the year goes forward and we see actual diversions and climate conditions. Although this may limit their ability to plan ahead it avoids an early shut down and loss of pool to those managing their water for late season needs.

The FSA Pool includes:

55,282 AF	DP Allocation
985 AF	3900 Re-Alloc.
1,000 AF	Available M&I
6,000 AF	Class B
<b>TOTAL 63,267 AF</b>	

Past FAC meetings have recognized more value on carryover storage for next year, with an acknowledgement we have to see how the year plays out weather wise and potential irrigation needs.

**Alternatives:** The Board may set a FSA maximum cap inches/acre above the contractual allocation for irrigator planning purposes. The Board may also set conservation pricing above the delivery price and at what level at or above 22" that it applies. Additional use may be driven by pool size, crop mix and conservation pricing and cap directed by the Board that may take into account current state of FSA conditions.

Discussion: Don stated that he wanted to make sure that if we give staff authority to raise the cap that they balance giving the FS Irrigators as much as possible in increments while we are still providing for the ones saving their use until the end of the season. Ken stated that is how we have managed pools in the past few years, determined by actual farmer use patterns. We will send out postcards and use the new texting capabilities that we have. We allow the extra water bank water for the farmers who have a limited crop mix capability, small pools or other limitations. Don stated he was appreciative on how it has worked in the past with the balancing act in the early season. Don stated that he liked the staff recommendation.

**Staff Recommendation:** Set the initial FSA Cap at 24 Inches/Acre (26.3 In/Ac HOV). Allow staff to raise cap to 28 inches per acre if conditions allow as the irrigation year plays out. Charge conservation pricing above 23 inch/acre allocation (25.2 In/Ac HOV) at the rate of \$29.31/AF (in addition to the \$13.10/AF delivery) the full 2020 cost per AF.

**MOTION:** TO SET THE INITIAL FSA CAP AT 24 INCHES/ACRE (26.3 IN/AC HOV). ALLOWING STAFF TO RAISE CAP TO 28 INCHES PER ACRE IF CONDITIONS ALLOW AS THE IRRIGATION YEAR PLAYS OUT. CHARGE CONSERVATION PRICNG ABOVE 23 INCH/ACRE ALLOCATION (25.2 INC/AC HOV) AT THE RATE OF 29.31/AF (IN ADDITION TO THE \$13.10/AF DELIVERY) THE FULL 2020 COST PER AF.

**MOTION: SHELDONNA IVES**  
**SECOND: DON SCHWINDT**  
**MOTION CARRIED UNANIMOUSLY**

**ADJOURNMENT** Dolores Water Conservancy District Water Activity Enterprise Board meeting adjourned at 7:33 PM

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Donald W. Schwindt, Secretary-Treasurer

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Bruce Smart, President

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## DOLORES WATER CONSERVANCY DISTRICT

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### MINUTES

Regular Meeting  
April 9, 2020

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**CALL TO ORDER** Bruce Smart, President, called the meeting to order at 7:33 PM

**ROLL CALL** Bruce Smart, President Via Teleconference  
Simon Martinez, Vice President Via Teleconference  
Don Schwindt, Secretary-Treasurer Via Teleconference  
Godwin Oliver, Director Via Teleconference  
Wes Wilson, Director Via Teleconference  
Sheldonna Z. Ives, Director Via Teleconference  
Glen Fish, Director Via Teleconference  
Ken Curtis, General Manager  
Rob Walker, Engineering Tech, Via Teleconference  
Robert Stump, Bureau of Reclamation, Via Teleconference  
Gina Espeland, Accounting Clerk  
Adam Reeves, Attorney, Via Teleconference  
Dan McCarl, Attorney, Via Teleconference

### **INTRODUCTION OF GUESTS – Via Telephone/Teleconference**

Eric Sprague, DWCD Engineering Tech, Brandon Johnson, General Manager MVIC, Danny Wilkin, Director MVIC, Ed Millard, Montezuma County/IBCC/SWBRT, Doug Pickering, DWR, Frank Kugel, Executive Director, SW Water Conservation District and Jim Mimiaga, Cortez Journal

### **APPROVAL OF THE MINUTES**

Adam stated that there is merit in approving the Minutes individually.

### **MINUTES**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MARCH 12, 2020 REGULAR MEETING.**

**MOTION: DON SCHWINDT  
SECOND: WES WILSON  
MOTION CARRIED UNANIMOUSLY WITH SHELDONNA IVES AND GLEN FISH  
ABSTAINING.**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MARCH 12, 2020 PUBLIC HEARING ON PETITION, BRETT OLIVER MEETING.**

**MOTION: WES WILSON  
SECOND: SIMON MARTINEZ  
MOTION CARRIED UNANIMOUSLY WITH SHELDONNA IVES AND GLEN FISH  
ABSTAINING.**

Wes asked if we were approving the Minutes for the Public Hearing on Petition for Eric White since we were continuing. Adam stated to approve the minutes for the continuance and then there will be another set of minutes after the hearing tonight.

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MARCH 12, 2020 PUBLIC HEARING ON PETITION, ERIC WHITE MEETING.**

**MOTION: DON SCHWINDT  
SECOND: WES WILSON  
MOTION CARRIED UNANIMOUSLY WITH SHELDONNA IVES AND GLEN FISH  
ABSTAINING.**

**MOTION: TO APPROVE THE MINUTES AS SUBMITTED FOR THE MARCH 12, 2020 EXECUTIVE SESSION MEETING.**

**MOTION: GODWIN OLIVER  
SECOND: WES WILSON  
MOTION CARRIED UNANIMOUSLY WITH SHELDONNA IVES AND GLEN FISH  
ABSTAINING.**

#### **FINANCIAL STATEMENTS**

**MOTION: TO APPROVE THE FEBRUARY '20 FINANCIAL STATEMENTS AND APPROVE THE STATEMENT OF PAYABLES AS PRESENTED.**

**ADMIN: AP/CHECK #11478-11489**

**\$9,597.85**

**MOTION: GODWIN OLIVER  
SECOND: SIMON MARTINEZ  
MOTION CARRIED UNANIMOUSLY.**

**Other** – Ken stated that Eric White, Full Service Irrigator, did provide a plat and legal description for the petitioned property so we can go forward with the Public Hearing as scheduled.

Eric Sprague stated that he believed Eric White to be on the conference by phone.

**RECESSED FOR PUBLIC HEARING FOR ERIC AND MCKENZIE WHITE PETITION AT 7:40 PM  
RECONVENED REGULAR MEETING AT 7:44 PM**

**Petition Discussion** – It was stated that the land petitioned by Eric E. and Mackenzie L. White meets the classification requirements of a minimum of 10 acres. There were no additional Board comments.

Adam stated that it is up to the Board to make a decision to accept or deny the petition and determine if it deems the petition is in the best interest of the District. The order will be recorded and the interest in the water runs with the land and the petitioner would be expected to make the annual payments and, if not, the orders include a lien against the property. Adam stated that the Order grants the petition and a formal motion will adopt the Order.

**MOTION: TO ADOPT AN ORDER TO ALLOCATE DOLORES PROJECT WATER WITH REGARD TO ERIC E. AND MACKENZIE L. WHITE LAND PETITION.**

**MOTION: DON SCHWINDT**  
**SECOND: SIMON MARTINEZ**  
**MOTION CARRIED UNANIMOUSLY WITH GODWIN OLIVER ABSTAINING.**

## **AGENCY REPORTS**

### **BOR Report**

Robert reported that he talked to Brimhall on the fixed speed pump repairs. He is working with them on a schedule and they are experiencing delays from the earlier contracting change order hold up. Delivery is scheduled for the end of April. There is a delay on the second set of new impellers that may push the second set past the end of April. Currently he don't foresee an impact on irrigation needs based on conversations with Rob and Lloyd. Robert will continue to work with them to get them re-installed. We likely will not have a spill and do not have plans for a Boater Meeting. During COVID-19 the BOR is committed to mission critical operations and following the guidance directed by State Governments. Robert stated that he has not seen any other delays. No other updates to report.

### **Division of Water Resources Report**

Doug stated he didn't have anything to report. He did say that he was able to drive to Groundhog this afternoon and it looks reasonably good.

### **T/H Committee Report**

Godwin reported that the Board was mailed the draft meeting minutes and he would report next month.

**Next T/H Meeting** – The Committee is scheduled to meet at the DWCD, Cortez Office April 15, 2020 at 2:00 p.m. at the Cortez Office.

### **MVIC Report**

Brandon reported that he is working on the usual stuff and will get MVIC water out of McPhee into Narraguinnep hopefully Saturday. Ready to divert water and working on maintenance issues.

## **GENERAL MANAGERS REPORT**

**Designation of DWCD Operations as Critical and exempt from Families First Coronavirus Response Act** – Ken stated that the Board should approve the attached resolution as a DWCD policy. The laws intention was to provide special paid sick leave for specified reasons related to COVID-19. With employers less than 50 employees it was determined that it could be detrimental to their operations. We do not have remote work and are not allowed to work the control room remotely. The care and maintenance of the canal and the duties allow for the social distancing in the work place and we are limiting public access to the office to keep it functioning. Information was mailed out to customers asking them to mail in paperwork or use the drop off. A revised resolution was emailed out with modifications suggested by Adam.

**MOTION: TO ADOPT RESOLUTION No. 20-01 2020 FAMILIES FIRST CORONAVIRUS RESPONSE ACT EXEMPTION, A RESOLUTION SUMMARIZING CRITICAL NEED FOR DOLORES WATER CONSERVANCY DISTRICT TO OPERATE IN SUPPORT OF LOCAL AGRICULTURE AND THEREFORE DOCUMENT THE REASONS TO DECLARE EXEMPTION FROM PROVISIONS OF THE FAMILIES FIRST CORONAVIRUS RESPONSE ACT (FFCR ACT) AS AMENDED BY LEGAL STAFF.**

**MOTION: SHELDONNA IVES**  
**SECOND: SIMON MARTINEZ**  
**MOTION CARRIED UNANIMOUSLY.**

Ken stated that we did receive a draft lease from MVIC's attorney for Totten. We will discuss it in more detail in Executive Session. It would also be a topic for a Board to Board, but we will not be able to have that meeting in person. To keep this process going it was suggested that there be a Presidents' Meeting. The presidents would get together as well as 1 other Board member. If this Board is agreeable, then the Managers will work together to get it scheduled.

Godwin suggested that Don Schwindt be at the meeting along with Bruce. Bruce asked Don how he felt about that since he is a party with the McElmo users. Don stated that he thought that he could make it work depending on the conversation in Executive Session. Ken expects a final lease to come back to the Board at the next meeting. Don stated that looking at the lease in the packet and where we might go with it there are items that the Board needs to discuss in executive session on how to move forward. He believes he could attend as the second Board member.

Ken stated that he would leave it to Brandon after discussion at the MVIC meeting on Tuesday to coordinate the meeting details.

**Board to Board** – An Alternative is to have a Presidents call in lieu of the April 21 Full Board to Board Meeting covering Totten Lease Purchase Discussions.

**Totten Reservoir** – Possible Lease to Purchase to MVIC will be discussed in Executive Session.

**2020 CWC / Colorado River Issues: Colorado River Compact Issues, Drought Contingency Planning, Demand Management** – Ken stated that several weeks ago he thought CR issues and DM had slowed down, but it remains something that we need to keep discussing. Reclamation did have a webinar on the review of the interim guidelines' operations. A summary was provided by Family Farm Alliance in your packet. The slides from the presentation were also included. Ed and Frank were able to listen to the webinar and may have comments. The BOR would like to get the review done this year prior to CRWUA in December. It is a technical review kickoff that will lead into future negotiations for 2026 and beyond. The initial comments are due on May 1<sup>st</sup>. Ken stated that he intends to raise a few issues. He would ask for more discussion in Executive Session. CWCB will have a big discussion at their July meeting on the DM work group progress to date. It is time for us to establish how DWCD might view DM and put forward a public position in the near future. Ken opened it up for others. Ken stated that Frank Kugel, Executive Director of SW is on the line at the meeting and might want to speak about it.

Frank thanked the Board for letting him speak. He serves on the Accounting & Administration workgroup and Laura Spann is on the Outreach & Education work group and legal staff, Beth Van Vurst is on the Legal work group. Things are moving slowly, but are supposed to have 4 meetings and something put together by June 2020. The first 2 meetings only had John Currier from the public and now going to open meetings up for remote attendance. Ed Millard will be participating and others may join looking under the hood at the workgroups. Had a good meeting with all work groups in early March, but the process is still going slowly. SWCD will be reviewing the Interim guidelines 7-D review and he will be talking to his directors at the next Board meeting.

Don stated at he would agree with Ken. Don stated that he had not been in favor of Demand Management and we have to be cautious and careful. Don stated that he would like to explain his position. He thinks we should be looking at the next set of interim guidelines negotiations. This is the first step that they were to take and would have the review done in this year and don't want to look to the next set of guidelines. We could provide next steps and the strategy for next steps of BOR 7-D review and future interim guidelines. Glad that we will be talking about it. He has expressed to SWCD that we will need help and also from CWCB, other west slope joint perspectives as well as with Reclamation. Ken stated that Ed continues to provide background and attends work group meetings. 7-D review comments will stay general, but get our foot in the door. Ken expects that it would be helpful to start coordinating our DCP/DM thoughts.

There is a Water Leaders Program coming to the SW for 4 Days of Training – 2 days in Durango and 2 here in Cortez. There are scholarships. Please contact the office or Ken if you are interested. Ken stated that dates are listed in the notice and takes place later in the summer. Don stated that even MVIC Board Members, also Robert with the Bureau of Rec and even DWCD Staff should consider attending. Robert agreed and is considering. The dates are scheduled for June 23 – 24 in Durango and September 2-3 in Cortez. Wes stated that he would really like to go if we can get him signed up for a scholarship. Registration dates through May 1<sup>st</sup>. Godwin might be interested and said he would call Ken next week.

## **LEGAL REPORT**

Adam stated that he received a draft lease from John Justus which was mailed to the Board.

Adam stated that he would like to enter Executive Session to discuss the Totten lease purchase and Colorado River Water matters.



**MOTION: MOVE INTO EXECUTIVE SESSION PER CRS 24.6.402(b) TO OBTAIN ADVICE FROM COUNSEL AND CRS 24.6.402(e) MATTERS OF NEGOTIATION IN TO DISCUSS THE TOTTEN LEASE PURCHASE AND COLORADO RIVER WATER MATTERS.**

**MOTION: SIMON MARTINEZ  
SECOND: WES WILSON  
MOTION CARRIED UNANIMOUSLY.**

**RECESSED FOR EXECUTIVE SESSION AT 8:15 P.M.**

**RECONVENED REGULAR MEETING AT 9:13 P.M.**

**REPORT OUT OF EXECUTIVE SESSION**

Adam reported that in Executive Session the Board discussed the MVIC Totten Lease Purchase. As well as the Colorado River issues and provided instruction to negotiators. No decisions were made.

**OTHER**

Godwin said he would like to say thank you to staff for making this meeting happen and keeping Project operations going.

**NEXT DWCD BOARD MEETING** – Thursday, May 14, 2020 - 7:00 P.M.

**ADJOURNMENT** Meeting adjourned at 9:16 P.M.

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Donald W. Schwindt, Secretary-Treasurer

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Bruce Smart, President